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FILED 06 JAN 10 15:10 USDC-ORE

9 Attorneys for plaintiff Gabriel C. Gortarez

10  
11 **UNITED STATES DISTRICT COURT**  
12 **DISTRICT OF OREGON**

13 **GABRIEL C. GORTAREZ,**

Case No. 6:04-CV-6352

14 Plaintiff,

15 v.

REQUEST FOR DISMISSAL -  
ENTIRE ACTION, WITH PREJUDICE

16 **CROWN PACIFIC TIMBER**  
17 **LIMITED PARTNERSHIP**, an  
18 Oregon limited partnership;  
19 **CROWN PACIFIC PARTNERS, L.P.**,  
20 A Delaware limited partnership; and  
21 **CROWN PACIFIC (HOLDINGS),**  
22 **LTD.**, an Oregon corporation,

23 Defendants.  
24 \_\_\_\_\_/

25 Plaintiff Gabriel C. Gortarez hereby requests that the above-entitled action be  
26 dismissed with prejudice. No appearance has been filed by any defendant, and plaintiff  
27 is now informed that all of the named defendants filed for protection under Chapter 11 of  
28 the U. S. Bankruptcy Code on June 29, 2003, in the District of Arizona and that said  
bankruptcy was administered as *In Re CP Acquisition Co.*, Case No. 03-11258-PHX-RJH.

While plaintiff's counsel believed that plaintiff was not listed as a creditor and had  
not been notified of the bankruptcy as of the date of the filing of this action, it has now  
been determined that plaintiff was notified of the bankruptcy in late 2003.

1 DATED: January 8, 2006

OLIVER & DUNCAN

2  
3 Donald E. Oliver

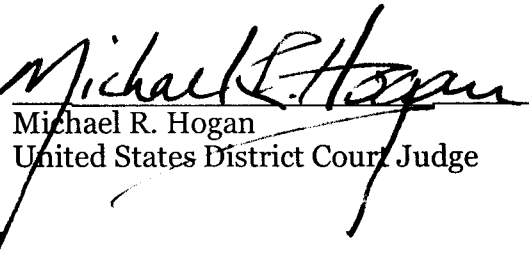
By Donald E. Oliver, OSB # 00010

4 Attorneys for plaintiff  
5 Gabriel C. Gortarez  
6  
7

8 **ORDER**

9 GOOD CAUSE APPEARING THEREFOR, IT IS HEREBY ORDERED that the  
10 above-entitled action is dismissed with prejudice.

11  
12 DATED: January 10, 2006

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14 Michael R. Hogan  
15 United States District Court Judge  
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I, the undersigned, declare and certify:

On January 8, 2006, I served the foregoing document entitled REQUEST FOR DISMISSAL - ENTIRE ACTION, WITH PREJUDICE on the interested parties in this action by depositing true copies thereof in the United States mail at Redmond, Oregon, enclosed in sealed envelopes with postage thereon fully prepaid, addressed as follows:

ATTN: John Melissinos

ATTN: Robert S. Ball

Donald E. Oliver  
Donald E. Oliver

I hereby certify that the foregoing document is a true and complete copy of the original thereof.

Donald E. Oliver  
Donald E. Oliver, OSB # 00010